

8/21/02

DAF

TROJAN LAW OFFICES

Rexford Plaza
9250 Wilshire Boulevard
Suite 325
Beverly Hills, California 90212

Joseph Trojan
Joyce E. Crucillo
David B. Sandelands, Jr.
Lee Fredric Sharra
Roy Kim
Of Counsel
J. Nicholas Gross

Patent, Trademark, Copyright
Trade Secret & Related Causes

Telephone (310) 777-8399
Telecopier (310) 777-8348
trojanlaw@aol.com

August 19, 2002

Box Missing Parts
Commissioner For Patents
Washington, D.C. 20231

VIA U.S. EXPRESS MAIL (EL 732937755 US)

Re: **U.S. Reissue Patent Application for "Safety Apparatus of a Piezoelectric Lighter."**
Based on U.S. Pat. No. 5,971,751 (10/26/1999);
S.N. 08/881,964 (Filed 6/5/1997)
Inventor: Lee, Thomas Ping Hua
Assignee: Calico Brands, Inc.
Serial No. 10/039,578 (filed 10/26/2001)
Attorney Docket No. 01-10-1769

Dear Sir/Madam:

For the Reissue Patent Application Serial No. 10/039,578, please find enclosed the following documents in response to the Notice to File Missing Parts for Reissue Application issued on March 19, 2002:

1. Petition Pursuant to 37 CFR § 1.172(a) and 37 CFR § 1.47(b) (6 pages);
2. Declaration of Lee Fredric Sharra in Support of Assignee's Petition Pursuant to 37 CFR § 1.172 and 37 CFR § 1.47 and Exhibits (3 Pages + 48 Pages of Exhibits = 51 Pages)
3. Petition for Extension of Time Under 37 CFR § 1.136(a) (1 page);
4. Fee Transmittal Form (1 page);
5. Notice to File Missing Parts of Reissue Application (1 page);
6. Transmittal Form (1 page);
7. Cover Letter (1 page);
8. Itemized Return Post Card (1 page); and
9. Check in the amount of \$655.00 (1 check);

If any additional required fees are required, please deduct the appropriate fee amount from our Deposit Account No. 50-0703. Our customer number is 23388.

Very truly yours,

TROJAN LAW OFFICES

by

Lee F. Sharra

Lee Fredric Sharra
Reg. No. 43,108

LFS:lfs
Enclosures
cc: Calico Brands, Inc.

RECEIVED

AUG 22 2002

OFFICE OF PETITIONS



**CERTIFICATE OF MAILING BY EXPRESS MAIL
PURSUANT TO 37 C.F.R. 1.10**

I hereby certify that I have enclosed the following documents:

1. Petition Pursuant to 37 CFR § 1.172(a) and 37 CFR § 1.47(b) (6 pages);
2. Declaration of Lee Fredric Sharra in Support of Assignee's Petition Pursuant to 37 CFR § 1.172 and 37 CFR § 1.47 and Exhibits (3 Pages + 48 Pages of Exhibits = 51 Pages)
3. Petition for Extension of Time Under 37 CFR § 1.136(a) (1 page);
4. Fee Transmittal Form (1 page),
5. Notice to File Missing Parts of Reissue Application (1 page);
6. Transmittal Form (1 page);
7. Cover Letter (1 page);
8. Itemized Return Post Card (1 page); and
9. Check in the amount of \$655.00 (1 check);

are being deposited with the U.S. Postal Service by me personally as Express Mail No. EL 732937755 US in an envelope addressed to:

Box Missing Parts
Commissioner for Patents
Washington, D.C. 20231

on August 19, 2002

Reissue Application No. 10/039,578 (filed 10/26/2001) for U.S. Patent No. 5971751
[Serial No. 08/881,964 (filed 06/05/1997)]; Inventor: LEE, Thomas Ping Hua; Attorney
Docket No. 01-10-1769.

Date: _____

August 19, 2002

Lee F. Sharra

Lee Fredric Sharra,
Reg. No. 43,108

TROJAN LAW OFFICES
9250 Wilshire Blvd., Suite 325
Beverly Hills, CA 90212
Tel: (310) 777-8399
Fax: (310) 777-8348
Customer No. 23388
Deposit Account 50-0703



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/039,578	10/26/2001	Thomas Ping Hua Lee	01-10-1769

23388
TROJAN LAW OFFICES
9250 WILSHIRE BLVD
SUITE 325
BEVERLY HILLS, CA 90212



CONFIRMATION NO. 1859

FORMALITIES LETTER



OC000000007666304

Date Mailed: 03/19/2002

NOTICE TO FILE MISSING PARTS OF REISSUE APPLICATION

Filing Date Granted

An application number and filing date have been accorded to this reissue application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

03/21/2002 10:00:00 AM 00000000 00000000

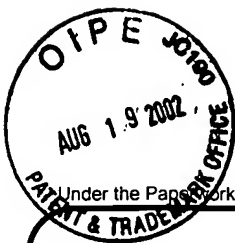
03/21/2002

03/21/2002

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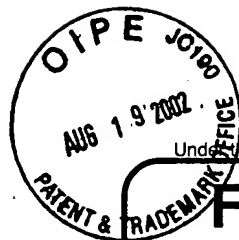
TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	10/039,578	
	Filing Date	10/26/2001	
	First Named Inventor	LEE	
	Group Art Unit	3743	
	Examiner Name		
Total Number of Pages in This Submission	64	Attorney Docket Number	01-10-11769

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input checked="" type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ Remarks	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Cover Letter Itemized Return Post Card Declaration and Exhibits 1-4

RECEIVED
AUG 22 2002
OFFICE OF PETITIONS

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	TROJAN LAW OFFICES Lee Fredric Sharra
Signature	
Date	08/19/2002

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: 08/19/2002			
Typed or printed name	Lee Fredric Sharra		
Signature		Date	8/19/2002



FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$) 655.00

Complete if Known

RECEIVED

Application Number 10/039,578
Filing Date 10/26/2001 AUG 22 2002
First Named Inventor LEE
Examiner Name
Group Art Unit 3743
Attorney Docket No. 01-10-1769

OFFICE OF PETITIONS

METHOD OF PAYMENT

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number 50-0703
Deposit Account Name TROJAN LAW OFFICES

☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

☒ Applicant claims small entity status. See 37 CFR 1.27

2. ☒ Payment Enclosed:

☒ Check ☐ Credit card ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
101 740	201 370	Utility filing fee	
106 330	206 165	Design filing fee	
107 510	207 255	Plant filing fee	
108 740	208 370	Reissue filing fee	
114 160	214 80	Provisional filing fee	

SUBTOTAL (1) (\$)

2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	-20** =	X	
Multiple Dependent	-3** =	X	

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
103 18	203 9	Claims in excess of 20
102 84	202 42	Independent claims in excess of 3
104 280	204 140	Multiple dependent claim, if not paid
109 84	209 42	** Reissue independent claims over original patent
110 18	210 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
105 130	205 65	Surcharge - late filing fee or oath	65.00
127 50	227 25	Surcharge - late provisional filing fee or cover sheet	
139 130	139 130	Non-English specification	
147 2,520	147 2,520	For filing a request for ex parte reexamination	
112 920*	112 920*	Requesting publication of SIR prior to Examiner action	
113 1,840*	113 1,840*	Requesting publication of SIR after Examiner action	
115 110	215 55	Extension for reply within first month	
116 400	216 200	Extension for reply within second month	
117 920	217 460	Extension for reply within third month	460.00
118 1,440	218 720	Extension for reply within fourth month	
128 1,960	228 980	Extension for reply within fifth month	
119 320	219 160	Notice of Appeal	
120 320	220 160	Filing a brief in support of an appeal	
121 280	221 140	Request for oral hearing	
138 1,510	138 1,510	Petition to institute a public use proceeding	
140 110	240 55	Petition to revive - unavoidable	
141 1,280	241 640	Petition to revive - unintentional	
142 1,280	242 640	Utility issue fee (or reissue)	
143 460	243 230	Design issue fee	
144 620	244 310	Plant issue fee	
122 130	122 130	Petitions to the Commissioner	130.00
123 50	123 50	Processing fee under 37 CFR 1.17(q)	
126 180	126 180	Submission of Information Disclosure Stmt	
581 40	581 40	Recording each patent assignment per property (times number of properties)	
146 740	246 370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149 740	249 370	For each additional invention to be examined (37 CFR § 1.129(b))	
179 740	279 370	Request for Continued Examination (RCE)	
169 900	169 900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 655.00

SUBMITTED BY

Name (Print/Type) R. Joseph Trojan

Registration No. 34,264
(Attorney/Agent)

Complete (if applicable)

Telephone (310) 777-8399

Signature

Date 08/19/2002

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.